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Reference: C.N.63.2011.TREATIES-23 (Depositary Notification)

SINGLE CONVENTION ON NARCOTIC DRUGS, 1961, AS AMENDED BY THE
PROTOCOL AMENDING THE SINGLE CONVENTION ON NARCOTIC
DRUGS, 1961

NEW YORK, 8 AUGUST 1975

PROPOSAL OF AMENDMENTS BY THE PLURINATIONAL STATE OF BOLIVIA TO ARTICLE
49, PARAGRAPHS 1 (C) AND 2 (E)¹: COSTA RICA

The Secretary-General of the United Nations, acting in his capacity as depositary,
communicates the following:

Reference is made to the decision by the Economic and Social Council on the proposal of the Government of the Plurinational State of Bolivia to amend article 49, paragraphs 1 (c) and 2 (e) of the above Convention, to initiate the procedures established in article 47, paragraph 1 (b), which states that the parties shall be asked whether they accept the proposed amendment and also asked to submit to the Economic and Social Council any comments on the proposal. The Secretary-General communicated to all States concerned the text of the Council's decision in depositary notification C.N.474.2009. TREATIES-3 dated 30 July 2009.

On 28 January 2011, the Secretary-General received a note verbale, dated 27 January 2011, from the Permanent Mission of Costa Rica to the United Nations. The Secretary-General subsequently communicated to the Council, by way of a Note by the Secretary-General, the note verbale from the Permanent Mission of Costa Rica.

On 11 February 2011, the Secretary-General received from the Economic and Social Council
..... the attached Council document E/2011/68, dated 4 February 2011, for circulation to all States parties.

28 February 2011

A handwritten signature in dark ink, appearing to be "J.G.W.", is written below the date.

¹ Refer to depositary notification C.N.194.2009.TREATIES-2 of 6 April 2009
(Proposal of amendments by Bolivia to article 49, paragraphs 1 (c) and 2 (e)).

Attention: Treaty Services of Ministries of Foreign Affairs and of international organizations concerned. Depositary notifications are issued in electronic format only. Depositary notifications are made available to the Permanent Missions to the United Nations in the United Nations Treaty Collection on the Internet at <http://treaties.un.org>, under "Depositary Notifications (CNs)". In addition, the Permanent Missions, as well as other interested individuals, can subscribe to receive depositary notifications by e-mail through the Treaty Section's "Automated Subscription Services", which is also available at <http://treaties.un.org>.



Economic and Social Council

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Organizational session for 2011

18 January, 15-18 February and 27 and 28 April 2011

Agenda item 3

Basic programme of work of the Council

Single Convention on Narcotic Drugs, 1961, as amended by the Protocol amending the Single Convention on Narcotic Drugs, 1961 (New York, 8 August 1975)

Proposal of amendments by the Plurinational State of Bolivia to article 49, paragraphs 1 (c) and 2 (e)

Note by the Secretary-General

In its decision 2009/250 of 30 July 2009, the Economic and Social Council, taking note of the note by the Secretary-General (E/2009/78) on the proposal of the Government of the Plurinational State of Bolivia to amend article 49, paragraphs 1 (c) and 2 (e), of the Single Convention on Narcotic Drugs of 1961 as amended by the 1972 Protocol,¹ decided, in accordance with article 47, paragraph 1, of the Convention as amended, to initiate the procedures established in paragraph 1 (b) of that article, which states that the parties shall be asked whether they accept the proposed amendment and also asked to submit to the Economic and Social Council any comments on the proposal.

The Secretary-General, acting in his capacity as depositary, communicated to the parties to the Convention the text of Council decision 2009/250 in a depositary notification² dated 30 July 2009.

The Secretary-General is hereby communicating to the Council a note verbale dated 27 January 2011 from the Permanent Mission of Costa Rica to the United Nations (see annex).

¹ United Nations, *Treaty Series*, vol. 976, No. 14152.

² C.N.474.2009.TREATIES-3.



Annex

Note verbale dated 27 January 2011 from the Permanent Mission of Costa Rica to the United Nations addressed to the Executive Office of the Secretary-General

[Original: Spanish]

The Permanent Mission of Costa Rica to the United Nations presents its compliments to the Executive Office of the Secretary-General of the United Nations and has the honour to refer to Economic and Social Council decision 2009/250, taking note of the note by the Secretary-General on the proposal of the Government of the Plurinational State of Bolivia to amend the Single Convention on Narcotic Drugs of 1961, as amended by the 1972 Protocol. In that decision, the Council decided, in accordance with article 47, paragraph 1, of the Convention, to initiate the procedures established in paragraph 1 (b) of that article.

The Permanent Mission of Costa Rica to the United Nations wishes to report that the Government of Costa Rica has no objections to the amendment proposed by the Government of the Plurinational State of Bolivia with regard to the decriminalization of coca leaf chewing, provided that the amendment relates to identifiable ancestral practices, exclusively in indigenous territories, that are recognized by domestic legislation.



Consejo Económico y Social

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Período de sesiones de organización de 2011

18 de enero, 15 a 18 de febrero y 27 y 28 de
abril de 2011

Tema 3 del programa

Programa básico de trabajo del Consejo

Convención Única de 1961 sobre Estupefacientes, enmendada por el Protocolo de Modificación de la Convención Única de 1961 sobre Estupefacientes (Nueva York, 8 de agosto de 1975)

Propuesta de enmiendas a los incisos 1 c) y 2 e) del artículo 49 presentada por el Estado Plurinacional de Bolivia

Nota del Secretario General

En su decisión 2009/250, de 30 de julio de 2009, el Consejo Económico y Social, tomando nota de la nota del Secretario General (E/2009/78) sobre la propuesta del Gobierno del Estado Plurinacional de Bolivia de enmendar los incisos 1 c) y 2 e) del artículo 49 de la Convención Única sobre Estupefacientes de 1961, modificada por el Protocolo de 1972¹, decidió, de conformidad con lo dispuesto en el inciso 1 del artículo 47 de la Convención en su forma enmendada, iniciar los procedimientos establecidos en el inciso 1 b) de dicho artículo, en que se dispone que se pregunte a las partes si aceptan la modificación propuesta y se les pida que presenten al Consejo comentarios acerca de la misma.

El Secretario General, actuando en su calidad de depositario, comunicó a las partes en la Convención el texto de la decisión 2009/250 del Consejo en una notificación del depositario² de fecha 30 de julio de 2009.

El Secretario General comunica por la presente al Consejo Económico y Social una nota verbal de fecha 27 de enero de 2011 enviada por la Misión Permanente de Costa Rica ante las Naciones Unidas (véase el anexo).

¹ Naciones Unidas, *Treaty Series*, vol. 976, núm. 14152.

² C.N.474.2009.TREATIES-3.



Anexo

**Nota verbal de fecha 27 de enero de 2011 dirigida a la
Oficina Ejecutiva del Secretario General por la Misión
Permanente de Costa Rica ante las Naciones Unidas**

[Original: español]

La Misión Permanente de Costa Rica ante las Naciones Unidas saluda atentamente a la Oficina Ejecutiva del Secretario General de las Naciones Unidas y se refiere a la decisión 2009/250 del Consejo Económico y Social de las Naciones Unidas, en atención a la nota del Secretario General sobre la propuesta del Gobierno del Estado Plurinacional de Bolivia de enmendar la Convención Única de 1961 sobre Estupefacientes, modificada por el Protocolo de 1972, y que decidió iniciar los procedimientos establecidos en la Convención de conformidad con el inciso 1 b) del artículo 47 de la misma.

Es este sentido, la Misión Permanente de Costa Rica ante las Naciones Unidas se permite informar que la posición del Gobierno de la República de Costa Rica al respecto es no manifestar objeciones en relación con la propuesta de enmienda del Gobierno del Estado Plurinacional de Bolivia sobre la despenalización del masticado de la hoja de coca, condicionado a que esta enmienda responda a prácticas ancestrales comprobables, exclusivamente en territorios indígenas, establecidos en su normativa interna.
